Theodore V. H. Mayer Vilia B. Hayes Robb W. Patryk HUGHES HUBBARD & REED LLP One Battery Park Plaza New York, NY 10004-1482 (212) 837-6000 hayes@hugheshubbard.com Attorneys for Defendant Merck & Co., Inc. UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK : : LYDIA AROCHO, No.: Plaintiff, -against-Rule 7.1 Statement MERCK & CO., INC., Defendant.

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable judges and magistrate judges of the court to evaluate possible disqualification or recusal, the undersigned attorneys of record for Defendant Merck & Co., Inc. certify that it has no parent companies and is not aware of any beneficial owner of more than ten percent of its Common Stock.

Dated: New York, New York

May 21, 2008

Respectfully submitted,

HUGHES HUBBARD & REED LLP

Theodore V. H. Mayer

Vilia B. Hayes Robb W. Patryk

hayes@hugheshubbard.com

One Battery Park Plaza New York, New York 10004-1482 (212) 837-6000

Attorneys for Defendant Merck & Co., Inc.